

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF THE APPLICATION OF ) CASE NO. IPC-E-03-13**  
**IDAHO POWER COMPANY FOR AUTHORITY )**  
**TO INCREASE ITS INTERIM AND BASE )**  
**RATES AND CHARGES FOR ELECTRIC ) ORDER NO. 29395**  
**SERVICE. )**

The Kroger Co. petitioned to intervene in this case on November 25, 2003 after the deadline for petitioning to intervene of November 12, 2003, pursuant to Rules of Procedure 71 through 75 of the Idaho Public Utilities Commission, IDAPA 31.01.01.071-.075.

**FINDINGS OF FACT**

We find that no party timely opposed this Petition to Intervene.

We further find that based on the pleadings and other documents filed in this case, intervention by this party would serve the purposes of intervention as described by Rule 74 of the Rules of Procedure. We also find that granting this late intervention will not prejudice any party and that late intervention should be granted.

**ORDER**

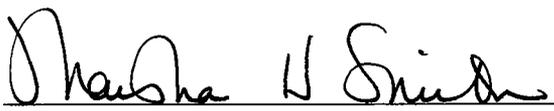
IT IS THEREFORE ORDERED that the Petition Intervene filed by the Kroger Co. is hereby granted.

IT IS FURTHER ORDERED that all parties in this proceeding serve all papers hereafter filed in this matter on all parties of record. This intervenor is represented by the following for purposes of service:

Michael L. Kurtz, Esq.  
Kurt J. Boehm, Esq.  
Boehm, Kurtz & Lowry  
36 E. Seventh Street, Suite 2110  
Cincinnati, OH 45202  
E-mail: [mkurtzlaw@aol.com](mailto:mkurtzlaw@aol.com)

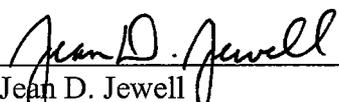
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 9<sup>th</sup>  
day of December 2003.

  
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PAUL KJELLANDER, PRESIDENT

  
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MARSHA H. SMITH, COMMISSIONER

  
\_\_\_\_\_  
DENNIS S. HANSEN, COMMISSIONER

ATTEST:

  
\_\_\_\_\_  
Jean D. Jewell  
Commission Secretary

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